

LABOUR DEPARTMENT

The 7th December, 1977

No.18433-4Lab-77/31474.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana, is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workmen and the management of M/s Krishan Powerloom Factory (P) Ltd. NIT, Faridabad.

BEFORE THE ARBITRATOR, SHRI MOHAN LAL JAIN, PRESIDING OFFICER,
ROHTAK LABOUR COURT, HARYANA,

Arbitration Reference No. 5 of 1977

Between

THE WORKMEN AND THE MANAGEMENT OF M/S KRISHNA POWERLOOM FACTORY (P)
LTD., NIT, FARIDABAD

ARBITRATION AWARD

The Governor of Haryana was pleased to publish the arbitration agreement, copy attached as annexure 'A' to this award, in pursuance of the powers vesting in him under sub-section (3) of section 10 (a) of the Industrial Disputes Act.

A copy of the agreement having been received by the undersigned, appointed by the parties as an Arbitrator, from the Joint Secretary to Government, Haryana, Labour Department,—*vide* his endorsement No. ID/FD/43950-54, dated 4th October, 1977, notices of the reference were issued to the parties who put in their appearance and filed a settlement copy attached as annexure 'B' with this award. Shri R. C. Sirmar authorised representative for the management and Shri Mohamad Mostaffa, General Secretary, Textile Mazdoor Sangh, authorised representative for the workmen made their statements before me on 15th November, 1977, affirming and admitting the correctness of the settlement Ex. MW-1 copy attached as annexure 'B' with this award.

The dispute as referred to me,—*vide* agreement copy attached as annexure 'A' thus stands resolved,—*vide* a settlement Ex. MW-1 copy attached as annexure 'B'. I, thus answer the reference while returning the award in terms of the settlement Ex. MW-1, arrived at between the parties and duly confirmed and admitted by them before me,

MOHAN LAL JAIN,
Arbitrator,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

Dated 22nd November, 1977,

No. 2583, dated 24th November, 1977

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN
Arbitrator,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

ANNEXURE A

FORM C

[See Rule-7]

AGREEMENT

(Under Section 10A of the Industrial Disputes Act, 1947)

Name of the parties :—

Representing employers

Shri U. M. Jain, Vice President, Faridabad
Powerloom Owners Association, Faridabad.

Shri A.K. Goel, Manager.

Representing the workmen

Shri Darshan Singh.

Shri Mohamad Mostaffa.

Shri Rajinder Podar.

Shri Chhaju Ram.

Shri Dinesh Kumar Singh.

Shri Krishan Gopal.

of Textile Mazdoor Sangh, Faridabad.

It is hereby agreed between the parties to refer the following industrial dispute to the sole arbitration of Shri Mohan Lal, Presiding Officer, Labour Court, Rohtak.

I. Specific matters in dispute

.. Demand containing in demand notice received on 11th July, 1977, served by Textile Mazdoor Sangh (Regd.), Faridabad (copy enclosed), taking into consideration the agreement dated 30th May, 1977, made between the Textile Mazdoor Union (Regd.), Faridabad and the management.

II.

The arbitrator shall also decide whether the interim relief of Rs Fifteen given to the workers should be continued or adjusted or discontinued with retrospective effect in the light of the decision of para I of the reference.

III. Details of the parties to the dispute including the name and address of the establishment of undertaking involved

M/s Krishna Powerloom Factory (P) Ltd., N.I.T., Faridabad.

IV. Name of the Union, representing the workmen in question

Textile Mazdoor Sangh (Regd.) affiliated to Bhartiya Mazdoor Sangh.

V. Total Number of workmen employed in the undertaking affected

About 50

VI. Estimated number of workmen affected or likely to be affected in dispute

About 50

The arbitrator shall make his award within a period of 2 months from the date of publication of this agreement in the official Gazette by the appropriate Government or within such further time as is extended by mutual agreement between us in writing. In case the award is not made within the period aforementioned, the reference to arbitration shall stand automatically cancelled and we shall be free to negotiate for fresh arbitration.

Signature of the parties:—

Representing Employers:—

1. (Sd) Shri U. M. Jain.

2. (Sd) Shri A. K. Goel.

Witness :—

1. Sd/-

2. Sd/-

Representing Workmen:—

1. (Sd) Shri Darshan Singh.

2. (Sd) Shri Mohamad Mostaffa.

3. (Sd) Shri Rajinder Podar.

4. (Sd) Shri Chhaju Ram.

5. (Sd.) Shri Dinesh Kumar Singh.

6. (Sd.) Shri Krishan Gopal.

ANNEXURE B

Settlement under Section 18(1) of Industrial Dispute Act, 1947

Representing the parties

.. M/s Krishna Powerloom Factory (P) Ltd., N.I.T., Faridabad, and its workmen.

Representing the employer

.. 1. Shri U. M. Jain,
Vice-President, Faridabad Powerloom
Owners Association, Faridabad.

2. Shri A. K. Gupta, Manager.

Representing the employees

.. 1. Shri Budhi Singh of B.M.S.

2. Shri Prem Saroop of B.M.S. ✦

3. Shri Darshan Singh, President.

4. Shri Mohd. Mostaffa, General
Secretary.

5. Shri Rajindra Podar, Vice-President.

6. Shri Ram Kishore, Vice-President. ✦

7. Shri Shiv Kumar.

8. Shri Bhagwan Psd. Tiwari.

9. Shri Kanhiyalal.

10. Shri Dubri Yadav.

11. Shri Dinesh Singh.

12. Shri Chhaju Ram.

13. Shri Bhola Nath.

Whereas Demand Notice dated nil was served on the Management on dated 11th July, 1977 and thereafter a settlement under section 12(3) was arrived at thereby an interim relief was given and the demand notice was referred to the Arbitration. The Arbitrator Shri M.L. Jain registered the dispute and issued notices for the appearance of the parties.

And whereas the Management and Workers representatives held mutual negotiations and settled the disputes of Demand Notice amicably.

And now both the parties do hereby agree to sign a written agreement on the following terms and conditions :—

- (1) It is agreed between the parties that the present D.A. of Rs 168.14 at Faridabad Price Index No. 218 be increased to Rs 183.14 with effect from 1st September, 1977. If the Price Index Number increases from 218 to 223 no further increase in D.A. shall be allowed. If Faridabad Price Index Number increases beyond 223, it shall be adjusted at Rs 1 per point with annual correction. In no situation the D.A. shall be lower than Rs 183.14.
- (2) The Interim relief of Rs 15 granted,— vide agreement dated 11th August, 1977, is to be merged with basic wages with effect from 1st November, 1977. This relief granted with effect from 1st August, 1977 to 31st October, 1977, will not be recovered by the Management.
- (3) The temporary and casual workers shall be given total minimum wages of Rs 227, Rs 44.00 as basic and Rs 183.14 as D.A. The D.A. of temporary and casual workers shall be adjusted annually as per para 1 above.
- (4) The workmen agree that their dispute relating to all the demands in Demand Notice received by the Management on 11th July, 1977, and now pending for arbitration stands fully settled and satisfied and there remains no dispute whatsoever, on these demands.
- (5) In consideration of the above, the workmen agree that they will maintain industrial peace and harmony and will not raise any demand or dispute involving any financial burden on the company in any form during the binding period of the agreement except demand for annual bonus. This agreement is binding up to 30th September, 1978.

It is agreed between the parties that they hereby make a request to the Arbitrator Shri M. L. Jain to give his award in terms of the above terms and conditions of the agreement.

Dated 1st November, 1977.

Signature of the Management.

1. (Sd) In English.

2. (Sd) In Hindi.

Signature of the workmen.

1. (Sd) In English.

2. (Sd) In Hindi.

Witness : —

1. (Sd) In English.
2. (Sd) In English.

3. (Sd) In Urdu.
4. (Sd) In English.
5. (Sd) In English.
6. (Sd) In English.
7. (Sd) In Hindi.
8. (Sd) In Hindi.
9. (Sd) In Hindi.
10. (Sd) In English.
11. (Sd) In English.
12. (Sd) In English.
13. (Sd) In Hindi.

No. 14437-4Lab-77/31477.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workmen and the management of M/s Calcutta Cloth Mills, NIT, Faridabad.

BEFORE THE ARBITRATOR, SHRI MOHAN LAL JAIN, PRESIDING OFFICER,
LABOUR COURT, HARYANA, ROHTAK

Arbitration Reference No. 9 of 1977

Between

THE WORKMEN AND THE MANAGEMENT OF M/S CALCUTTA CLOTH MILLS,
NIT, FARIDABAD

Arbitration Award

The Governor of Haryana was pleased to publish the arbitration agreement, copy attached as annexure 'A' to this award, in pursuance of the powers vesting in him under sub-section 3 of section 10(a) of the Industrial Disputes Act.

A copy of the agreement having been received by the undersigned, appointed by the parties as an Arbitrator, from the Joint Secretary to Government, Haryana, Labour Department,—*vide* his endorsement No. ID/FD/43956-60, dated 4th October, 1977, notices of the reference were issued to the parties who put in their appearance and filed a settlement copy attached as annexure 'B' with this award, Shri R. C. Sharma authorised representative for the management and Shri Mohamad Mostaffa, General Secretary, Textile Mazdoor Sangh authorised representative for the workmen, made their statements before me on 15th November, 1977, affirming and admitting the correctness of the settlement Ex. MW-1 copy attached as Annexure 'B' with this award.

The dispute as referred to me,—*vide* agreement copy attached as annexure 'A' thus stand resolved,—*vide* a settlement Ex. MW-1 copy attached as annexure 'B'. I, thus answer the reference while returning the award in terms of the settlement Ex. MW-1, arrived at between the parties and duly confirmed and admitted by them before me.

MOHAN LAL JAIN,

Arbitrator,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

Dated 22nd November, 1977.

No. 2587, dated 24th November, 1977

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1977.

MOHAN LAL JAIN,

Arbitrator,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

ANNEXURE A

[See Rule—7]

AGREEMENT

(Under Section 19-A of the Industrial Disputes Act, 1947)

Name of the parties ;—

Representing the employers.

Shri U. M. Jain, Vice-President, Faridabad Powerloom Owners Association, Faridabad.

Shri S. S. Vyas, Manager.

Representing the workmen

Shri Darshan Singh.

Shri Mohamad Mostaffa.

Shri Rajinder Podar.

Shri Chhaju Ram

Shri Dinesh Kumar Singh.

Shri Krishan Gopal.

of Textile Mazdoor Sangh, Faridabad.

It is hereby agreed between the parties to refer the following industrial dispute to the sole arbitration of Shri Mohan Lal, Presiding Officer, Labour Court, Rohtak.

I. Specific matters in dispute

1. Demand containing in demand notice received on 11th July, 1977, served by Textile Mazdoor Sangh (Regd.), Faridabad (copy enclosed), taking into consideration the agreement dated 30th May, 1977, made between the Textile Mazdoor Union (Regd.), Faridabad, and the management.

II.

The Arbitrator shall also decide whether the interim relief of Rs. Fifteen given to the workers should be continued or adjusted or discontinued with retrospective effect in the light of the decision of para I of the reference.

III. Details of the parties to the dispute including the name and address of the establishment of undertaking involved

M/s. Calcutta Cloth Mills, N.I.T., Faridabad.

IV. Name of the Union representing the workmen in question

Textile Mazdoor Sangh (Regd.) affiliated to Bhartiya Mazdoor Sangh.

V. Total Number of workmen employed in the undertaking affected.

About 35

VI. Estimated number of workmen affected or likely to be affected in dispute.

About 35

The arbitrator shall make his award within a period of 2 months from the date of publication of this agreement in the official Gazette by the appropriate Government or within such further time as is extended by mutual agreement between us in writing. In case the award is not made within the period aforementioned, the reference to arbitration shall stand automatically cancelled and we shall be free to negotiate for fresh arbitration.

Signatur of the parties:

Representing employers:—

1. (Sd) Shri U. M. Jain.

2. (Sd) Shri S. S. Vyas.

Witness:—

1. (Sd/-)

2. (Sd/-)

Representing workmen:—

1. (Sd) Shri Darshan Singh.

2. (Sd) Shri Mohamad Mostaffa

3. (Sd) Shri Rajinder Podar.

4. (Sd) Shri Chhaju Ram.

5. (Sd) Shri Dinesh Kumar Singh.

6. (Sd) Shri Krishan Gopal.

ANNEXURE B

Settlement under Section 18(1)
of Industrial Dispute Act, 1947

Representing the parties

M/s. Calico Textiles,
N. I. T. Faridabad,
& its workmen.

Representing the Employer

1. Sh. U. M. Jain, Vice President, Faridabad, Powerloom Owners Association, Faridabad.

2. Sh. S. N. Paliwal — Manager

Representing the employees

1. Sh. Budhi Singh of B. M. S.

2. Sh. Prem Saroop of B. M. S.

3. Sh. Darshan Singh, President.

4. Sh. Mohd. Mustafa, Genl. Secy.

5. Sh. Rajindra Podar, Vice-President.

6. Sh. Ram Kishore, Vice-President.

7. Sh. Shiv Kumar.

8. Sh. Bhagwan Prasad, Tiwari

9. Sh. Kanahialal.

10. Sh. Dubri Yadav.

11. Sh. Dinesh Singh.

12. Sh. Chajju Ram.

13. Sh. Bholu Nath.

Whereas demand notice dated nil was served on the management on dated 11th July, 1977 and thereafter a settlement u/s 12(3) was arrived at thereby an interim relief was given and the demand notice was referred to the Arbitration. The Arbitrator Shri M. L. Jain registered the dispute and issued notices for the appearance of the parties.

AND whereas the Management and Workers representatives held mutual negotiations and settled the disputes of Demand Notice amicably.

AND now both the parties do hereby agree to sign a written agreement on the following terms and conditions :—

1. It is agreed between the parties that the present D. A. of Rs. 168. 14 at Faridabad Price Index No. 218 be increased to Rs. 183. 14 with effect from the 1st September, 1977. If the Price Index Number increases from 218 to 223 no further increase in D. A. shall be allowed. If Faridabad Price Index Number increases beyond 223, it shall be adjusted @ Rs. 1/—per point with annual correction. In no situation the D. A. shall be lower than Rs. 183. 14.
2. The Interim relief of Rs. 15/—granted vide agreement dated 11th August, 1977 is to be merged with basic wages with effect from 1st November, 1977. This relief granted with effect from 1st July, 1977 to 31st October, 1977 will not be recovered by the Management.
3. The temporary and casual workers shall be given total minimum wages of Rs. 227/—; Rs. 44.00 as basic and Rs. 183. 14 as D. A. The D. A. of temporary and casual workers shall be adjusted annually as per para 1 above.
4. The workmen agree that their dispute relating to all the demand in Demand Notice received by the Management on 11th July, 1977 and now pending for arbitration stand fully settled and satisfied and there remains no dispute whatsoever, on these demand.

5. In consideration of the above, the workmen agree that they will maintain industrial peace and harmony and will not raise any demand or dispute involving any financial burden on the company in any form during the binding period of the agreement except demand for annual bonus. This agreement is binding up to 30th September, 1978.

It is agreed between the parties that they hereby make a request to the Arbitrator Shri M. L. Jain to give his award in terms of the above terms and conditions of the agreement.

Signature of the Management

1. (Sd.) ,
2. (Sd.) ,

Witness

1. (Sd.) ,
2. (Sd.) ,

Signature of the workmen

1. (Sd.) ,
2. (Sd.) ,
3. (Sd.) ,
4. (Sd.) ,
5. (Sd.) ,
6. (Sd.) ,
7. (Sd.) ,
8. (Sd.) ,
9. (Sd.) ,
10. (Sd.) ,
11. (Sd.) ,
12. (Sd.) ,
13. (Sd.) ,

No. 18438-4Lab-77/31479.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana, is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak in respect of the dispute between the workman and the management of M/s Bharat Cloth Industries, N. I. T., Faridabad,

BEFORE THE ARBITRATOR SHRI MOHAN LAL JAIN, PRESIDING OFFICER,
LABOUR COURT, HARYANA, ROHTAK

Arbitration Reference No. 10 of 1977

between

THE WORKMAN AND THE MANAGEMENT OF M/S BHARAT CLOTH INDUSTRIES,
N. I. T., FARIDABAD

ARBITRATION AWARD

The Governor of Haryana was pleased to publish the arbitration agreement, copy attached as annexure 'A' to this award, in pursuance of the powers vesting in him under sub-section 3 of section 10(a) of the Industrial Disputes Act.

A copy of the agreement having been received by the undersigned, appointed by the parties as an Arbitrator, from the Joint Secretary to Government Haryana Labour Department, vide his endorsement number 1D/FD/42962-66, dated 4th October, 1977, notices of the reference were issued to the parties who put in their appearance and filed a settlement copy attached as annexure 'B' with this award. Shri. R. C. Sharma authorised representative for the management and Mohamad Mostaffa General Secretary, Textile Mazdoor Singh authorised representative for the workmen made their statements before me on 15th November, 1977, affirming and admitting the correctness of the settlement [Ex. MW-1 copy attached as annexure 'B' with this award.

The dispute as referred to me, —vide agreement copy attached as Annexure 'A' thus stands resolved,—vide a settlement Ex. MW-1 attached as Annexure 'B'. I, thus answer the reference while returning the award in terms of the settlement Ex. MW-1, arrived at between the parties and duly confirmed and admitted by them before me.

MOHAN LAL JAIN, ARBITRATOR,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

The 22nd November, 1977.

No. 2588, dated the 24th November, 1977.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN, ARBITRATOR,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

ANNEXURE-A

FORM-C

See Rule-7

AGREEMENT

(Under section 10A of the Industrial Disputes Act, 1947).

Name of the parties ;

- | | | |
|----------------------------|----|---|
| Representing the employers | .. | Shri U. M. Jain, Vice President, Faridabad.
Powerloom Owners Association, Faridabad.
Shri Kedar Nath Aggarwal, Manager. |
| Representing the Workmen. | .. | Shri Darshan Singh.
Shri Mohamad Mostaffa.
Shri Rajinder Podar.
Shri Chhaju Ram.
Shri Dinesh Kumar Singh.
Shri Krishan Gopal.
of Textile Mazoor Sangh, Faridabad. |

It is hereby agreed between the parties to refer the following industrial dispute to the sole arbitration of Shri Mohan Lal, Presiding Officer, Labour Court, Rohrak.

- | | |
|--|---|
| I. Specific matters in dispute ; | Demand containing in demand notice received on 11th July, 1977 served by Textile Mazdoor Sangh (Regd), Faridabad copy enclosed taking into consideration the agreement dated 30th May, 1977 made between the Textile Mazoor Union (Regd), Faridabad and the management. |
| II. | The Arbitrator shall also decide whether the interim relief of Rs. Fifteen given to the workers should, be continued or adjusted or discontinued with retrospective effect in the light of the decision of para I of the reference. |
| III. Details of the parties to the dispute including the name and address of the establishment of undertaking involved ; | M/s. Bharat Cloth Industries, N.I.T., Faridabad. |
| IV. Name of the Union, representing the workmen in question ; | .. |
| V. Total No. of workmen employed in the undertaking affected. | About 55 |
| VI. Estimated number of workmen affected or likely to be affected in dispute. | About 55 |

The arbitrator shall make his award within a period of 2 months from the date of publication of this agreement in the official Gazette by the appropriate Government or within such further time as is extended by mutual agreement between us in writing. In case the award is not made within the period aforementioned, the reference to arbitration shall stand automatically cancelled and we shall be free to negotiate for fresh arbitration.

Signature of the parties

Representing employers

1. (Sd.) Shri U. M. Jain.
2. (Sd.) Shri Kedar Nath Aggarwal

Witness :—

1. (Sd.)
2. (Sd.)

Representing workmen

1. (Sd.) Shri Darshan Singh.
2. (Sd.) Shri Mohamad Mostaffa.
3. (Sd.) Shri Rajinder Podar.
4. (Sd.) Shri Chhajju Ram.
5. (Sd.) Shri Dinesh Kumar Singh.
6. (Sd.) Shri Krishan Gopal.

ANNXURE B

Settlement under section 18(1) of Industrial Dispute Act, 1947

Representing the parties

M/s Bharat Cloth Industries, N.I.T., Faridabad and its workmen.

Representing the Employer

1. Shri U.M. Jain, Vice President, Faridabad Powerloom Owners Association, Faridabad.
2. Shri Kedar Nath Aggarwal, Manager.

Representing the employees

1. Shri Budhi Singh of B. M. S.
2. Shri Prem Saroop of B. M. S.
3. Shri Darshan Singh, President
4. Shri Mohd. Mustfa. Genl. Secy.
5. Shri Rajindra Poddar, Vice-President.
6. Shri Ram Kishore. Vice-President.
7. Shri Shiv Kumar
8. Shri Bhagwan Psd. Tiwari
9. Shri Kanhiyalal.
10. Shri Dubri Yadav.
11. Shri Dinesh Singh
12. Shri Chajju Ram.
13. Shri Bhola Nath.

WHEREAS Demand Notice, dated nil was served on the Management on dated 11th July, 1977 and thereafter a settlement under section 12(3) was arrived at whereby an interim relief was given and the demand notice was referred to the Arbitration. The Arbitrator Shri M.L. Jain registered the dispute and issued notices for the appearance of the parties.

AND whereas the Management and workers representatives held mutual negotiations and settled the disputes of Demand Notice amicably.

AND NOW BOTH THE PARTIES DO hereby agree to sign a written agreement on the following terms and centions :—

1. It is agreed between the parties that the present D. A. of Rs 168.14 at Faridabad Price Index No. 218 be increased to Rs 183.14 with effect from 1st September, 1977.

If the Price Index Number increases from 218 to 223 no further increase in D. A. shall be allowed. If Faridabad Price Index Number increases beyond 223, it shall be adjusted @ Re 1 per point with annual correction. In no situation the D. A. shall be lower than Rs 183.14.

2. The Interim relief of Rs. 15 granted,—*vide* agreement dated 11th August, 1977 is to be merged with basic wages with effect from 1st November, 1977. This relief granted with effect from 1st August, 1977 to 31st October, 1977 will not be recovered by the Management.
3. The temporary and casual workers shall be given total minimum wages of Rs. 227 ; Rs 44.00 as basic and Rs 183.14 as D. A. The D. A. of temporary and casual workers shall be adjusted annually as per para 1 above.
4. The Workmen agree that their dispute relating to all the demands in Demand Notice received by the Management on 11th July, 1977 and now pending for arbitration stands fully settled and satisfied and there remains no dispute whatsoever, on these demands.
5. In consideration of the above, the workmen agree they will maintain industrial peace and harmony and will not raise any demand or dispute involving any financial burden on the company in any form during the binding period of the agreement except demand for annual bonus. This agreement is binding upto 30th September, 1978.

It is agreed between the parties that they hereby make a request to the Arbitrator Shri M. L. Jain to give his award in terms of the above terms and conditions of the Agreement.

Signature of the Management

1. (Sd.) In English.

2. (Sd.) In English.

Witness

1. (Sd.) In English.

2. (Sd.) In English.

Signature of the workmen

1. (Sd.) In English.

2. (Sd.) In Hindi.

3. (Sd.) In Urdu.

4. (Sd.) In English.

5. (Sd.) In English.

6. (Sd.) In English.

7. (Sd.) In Hindi

8. (Sd.) In Hindi

9. (Sd.) In Hindi.

10. (Sd.) In English.

11. (Sd.) In English.

12. (Sd.) In English.

13. (Sd.) In Hindi.

No. 18439-4Lab-77/31483.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court Rohtak in respect of the dispute between the workmen and the management of M/s Prabhat Powerloom Factory (P) Ltd. NIT Faridabad.

BEFORE THE ARBITRATOR, SHRI MOHAN LAL JAIN, PRESIDING OFFICER,
LABOUR COURT, HARYANA, ROHTAK.

Arbitration Reference No.11 of 1977

Between

THE WORKMEN AND THE MANAGMENT OF M/S PRAHBAT POWERLOOM
FACTORY (P) LTD, N.I.T. FARIDABAD.

Arbitration Award

The Governor of Haryana was pleased to published the arbitration agreement, copy attached as annexure 'A' to this award, in pursuance of the powers vesting in him under sub-section (3) of section 10(a) of the Industrial Disputes Act.

A copy of the agreement having been received by the undersigned, appointed by the parties as an Arbitrator, from the Joint Secretary to Government, Haryana, Labour Department, *vide* his endorsement number ID/FD/43968-72, dated 4th October, 1977, notices of the reference were issued to the parties who put in their appearance and filed a settlement copy attached as annexure 'B' with this award. Shri R. C. Sharma authorised representative for the management and Mohamad Mostaffa, General Secretary, Textile Mazdoor Sangh authorised representative for the workmen made their statements before me on 15th November, 1977, affirming and admitting the correctness of the settlement EX.MW-1 copy attached as annexure 'D' with this award.

The dispute as referred to me, *vide* agreement copy attached as annexure 'A' thus stands resolved, —*vide* a settlement EX.MW-1 attached as annexure 'B'. I, thus answer the reference while returning the award in term of the settlement EX.MW-1, arrived at between the parties and duly confirmed and admitted them before me.

Date : 22nd November, 1977.

MOHAN LAL JAIN,
Arbitrator,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

N. 2589, dated 24th November, 1977.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

MOHAN LAL JAIN,
Arbitrator,
Presiding Officer,
Labour Court, Haryana,
Rohtak.

Annexure A

Form C

See Rule 7

AGREEMENT

(Under Section 10AA of the Industrial Disputes Act, 1947)

Name of the parties:

Representing the employers

Shri U. M. Jain, Vice-President, Faridabad
Powerloom Owners Association, Faridabad.

Shri Sohan Singh, Manager.

Representing to Workmen

Shri Darshan Singh.

Shri Mohamad Mostaffa.

Shri Rajinder Podar.

Shri Chhaju Ram.

Shri Dinesh Kumar Singh.

Shri Krishan Gopal,
of Textile Mazdoor Sangh, Faridabad.

It is hereby agreed between the parties to refer the following industrial dispute to the sole arbitration of Shri Mohan Lal, Presiding Officer, Labour Court, Rohtak.

I. Specific matters in dispute :

.. Demand containing in demand notice received on 11th July, 1977 served by Textile Mazdoor Sangh (Regd.), Faridabad (copy enclosed) taking into consideration the agreement dated 30th May, 1977 made between the Textile Mazdoor Union (Regd.), Faridabad and the management.

II.	..	The Arbitrator shall also decide whether the interim relief of Rs. Fifteen given to the workers should be continued or adjusted or discontinued with retrospective effect in the light of the decision of para I of the reference.
III. Details of the parties to the dispute including the name and address of the establishment of undertaking involved;	..	M/s Prabhat Powerloom Factory (P) Ltd., N.I.T., Faridabad.
IV. Name of the Union, representing the workmen in question;	..	Textile Mazdoor Sangh (Regd.) affiliated to Bhartiya Mazdoor Sangh
V. Total No. of workmen employed in the undertaking affected.	..	
VI. Estimated number of workman affected or likely to be affected in dispute.	..	

The arbitrator shall make his award within a period of 2 months from the date of publication of this agreement in the official Gazette by the appropriate Government or within such further time as is extended by mutual agreement between us in writing. In case the award is not made within the period aforementioned, the reference to arbitration shall stand automatically cancelled and we shall be free to negotiate for fresh arbitration.

Signature of the parties—

Representing employers

1. (Sd.) Shri U. M. Jain.
2. (Sd.) Shri Sohan Singh.

Witness

1. (Sd.) . . . ,
2. (Sd.) . . . ,

Representing workmen

1. (Sd.) Shri Darshan Singh.
2. (Sd.) Shri Mohamad Mostaffa.
3. (Sd.) Shri Rajinder Podar.
4. (Sd.) Shri Chhaju Ram.
5. (Sd.) Shri Dinesh Kumar Singh.
6. (Sd.) Shri Krishan Gopal.

ANNEXURE B

Settlement under section 18(1) of Industrial Disputes Act, 1947

Representing the parties	..	M/s Prabhat Powerloom Factory (P) Ltd., Faridabad N. I. T. and its Workmen.
Representing the Employer	..	1. Shri U. M. Jain, Vice-President, Faridabad, Powerloom Owners Association, Faridabad. 2. Shri Sohan Singh, Manager.
Representing the employees	..	1. Shri Budhi Singh of B. M. S. 2. Shri Prem Saroop of B. M. S. 3. Shri Darshan Singh, President. 4. Shri Mohd. Mostafa, General Secretary. 5. Shri Rajindra Podder, Vice-President. 6. Shri Ram Kishore, Vice-President.

7. Shri Shiv Kumar.
8. Shri Bhagwan Parshad Tiwari.
9. Shri Kanhiya Lal.
10. Shri Dubri Yadav.
11. Shri Dinesh Singh.
12. Shri Chajju Ram.
13. Shri Bhola Nath.

Whereas Demand Notice dated nil was served on the Management on dated 11th July, 1977 and thereafter a settlement c/s 12(3) was arrived at thereby an interim relief was given and the demand notice was referred to the Arbitration. The Arbitrator Shri M. L. Jain registered the dispute and issued notices for the appearance of the parties.

And whereas the Management and Workers representatives held mutual negotiations and settled the disputes of demands Notice amicably.

And now both the parties do hereby agree to sign a written agreement on the following terms and conditions :

1. It is agreed between the parties that the present D. A. of Rs. 168.14 at Faridabad price Index No.218 be increased to Rs. 183.14 with effect from 1st September, 1977. If the price Index Number increases from 218 to 223 no further increases in D. A. shall be allowed. If Faridabad price Index Number increases beyond 223, it shall be adjusted at Re 1 per point with annual correction. In no situation the D. A. shall be lower than Rs. 183.14.
2. The Interim relief of Rs. 15/- granted,—vide agreement dated 11 August, 1977 is to be merged with basic wages with effect from 1st November, 1977, This relief granted with effect from 31st August, 1977 to 31st October, 1977 will not be recovered by the Management.
3. The temporary and casual workers shall be given total minimum wages of Rs. 227/-; Rs. 44.00 as basic and Rs. 183.14 as D.A. The D.A. of temporary and casual workers shall be adjusted annually as per para 1 above.
4. The workmen agree that their dispute relating to all the demands in Demand Notice received by the Management on 11th July, 1977 and now pending for arbitration stands fully settled and satisfied and there remains no dispute what sover, on these demands.
5. In consideration of the above, the workmen agree that they will maintain industrial peace and harmony and will not raise any demand or dispute involving any financial burden on the company in any form during the binding period of the agreement except demand for annual bonus. This agreement is binding up to 30th September, 1978.

It is agreed between the parties that they hereby make a request to the Arbitrator Shri M. L. Jain to give his award in terms of the above terms and conditions of the Agreement.

Signature of the Management

1. (Sd.) . . . , (in English)
2. (Sd.) . . . , (in English)

Witness

1. (Sd.) . . . , (in English)
2. (Sd.) . . . , (in English)

Signature of the Workmen

1. (Sd.) . . . , (in English)
2. (Sd.) . . . , (in Hindi)
3. (Sd.) . . . , (in Urdu)
4. (Sd.) . . . , (in English)
5. (Sd.) . . . , (in English)
6. (Sd.) . . . , (in English)
7. (Sd.) . . . , (in Hindi)
8. (Sd.) . . . , (in Hindi)
9. (Sd.) . . . , (in Hindi)
10. (Sd.) . . . , (in English)
11. (Sd.) . . . , (in English)
12. (Sd.) . . . , (in English)
13. (Sd.) . . . , (in Hindi)